

**BROKEN ARROW CITY COUNCIL  
AGENDA  
COUNCIL CHAMBERS  
220 SOUTH FIRST STREET  
BROKEN ARROW, OKLAHOMA 74012  
April 6, 2010**

**6:30 PM**

- 1. Call to Order**
- 2. Invocation**
- 3. Roll Call**
- 4. Pledge of Allegiance to the Flag**
- 5. Election of Vice-Mayor**
- 6. Consideration of Consent Agenda**
  - A. Approval of regular meeting minutes of March 23, 2010
  - B. Acceptance of minutes of the Planning Commission meeting held March 11, 2010
  - C. Approval of Letter of Consent with Saltus Technologies, LLC agreeing to the transfer of the digiTICKET Contract and Software License Agreement
  - D. Approval of Resolution No. 645 authorizing the execution of an ODOT Project Agreement for Houston Street Resurfacing from Aspen Avenue to Elm Place (STP-STIM (505) IG)
  - E. Approval of Resolution No. 646 authorizing the execution of an ODOT Project Agreement for Florence Street Resurfacing from Olive Avenue to Aspen Avenue (STP-STIM (512) IG)
  - F. Approval of Resolution No. 647 authorizing the execution of an ODOT Project Agreement for 23rd Street Resurfacing from Jasper Street to Yazoo Street (STP-STIM (513) IG)
  - G. Approval of bids received, award of the most advantageous (base bid plus additive/alternate 1), and authorization to enter into a construction contract with Ira M. Green Construction for Washington Street Extension to Northeastern State University (NSU)
  - H. Approval of bids received, award of the most advantageous, and authorization to enter into a contract with Paragon Contractors, LLC for New Orleans Street Widening from 9th Street to 23rd Street (ST0528)
  - I. Approval of the Claims List
- 7. Consideration of Items Removed from Consent Agenda**
- 8. Public Hearings, Appeals, Presentations, Recognitions, Awards and Oaths**
  - A. General Fund Financial Presentation for the eight months ending February 28, 2010
  - B. Award: Approval and presentation of the "Employee of the Quarter" award recognizing Harley Watkins for the term January through March 2010
  - C. Approval of Proclamation recognizing the Broken Arrow Beautification Committee's Trash Bash Event and proclaiming April 17, 2010 as "Spring Trash Bash Day"

- D. Approval of Proclamation declaring the week of April 11-17, 2010 as "National Public Safety Telecommunicators Appreciation Week"
- 9. Citizens' Opportunity to Address the Council on General Topics Related to City Business or Services**
- 10. General Council Business**
  - A. Consideration and possible approval of the continuation of an Internal Economic Development Team and authorize their participation in the economic development process
  - B. Consideration and possible approval of a report from the Conference Center Committee and authorization for the City Manager to begin negotiations with representatives of Stoney Creek
  - C. Adoption of Resolution No. 644 amending the Comprehensive Plan, Section 3.7.2, Policies-Transportation Issues, pertaining to frontage roads along limited access highways and Section 6.7, Future Transportation Needs.
  - D. Accept and approval of the Broken Arrow Living Green Low Impact Development Certification Program
- 11. City Manager's Report**
  - A. None
- 12. Preview Ordinances**
  - A. Discussion of and potential action on amendments to Chapter 5, Article I, Section 5-22, which pertains to Keeping of animals other than dogs and cats; repealing all ordinances to the contrary; and declaring an emergency.
  - B. An ordinance amending Chapter 14, Article I, Section 14-32 of the Broken Arrow Code pertaining to Costs upon judgment of conviction; repealing all ordinances to the contrary; and declaring an emergency.
  - C. Preview of an ordinance approving a proposed change within the Subdivision Ordinance, Article 3, Section 3.2.aa, Building and Structure Setbacks from All High Pressure Pipelines, regarding the reduction of setbacks from high pressure pipelines that are no longer in use.
  - D. Preview of an ordinance approving proposed changes within the Zoning Ordinance (#2931), Section 6.4.D, Planned Unit Development Procedures
- 13. Ordinances**
  - A. Adoption of Ordinance No. 3067 amending the zoning ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1838 and PUD 35A, granting CG and PUD 35A zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
  - B. Adoption of Ordinance No. 3072 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1819 and PUD 194, And granting IL and PUD 194 zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency

- C. Adoption of Ordinance No. 3074 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1829, and granting RS-3 zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- D. Adoption of Ordinance No. 3075 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1831, granting RS-1 zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- E. Adoption of Ordinance No. 3076 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1825 and PUD 199, and granting CN and PUD 199 zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency.
- F. Adoption of Ordinance No. 3077 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1830, and granting CH zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- G. Adoption of Ordinance No. 3078 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving the abrogation of a part of PUD 140 be placed upon the tracts repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- H. Adoption of Ordinance No. 3081 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1835, and granting R-2 zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- I. Adoption of Ordinance No. 3086 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma Ordinance No. 2931) approving PUD 182 zoning classifications be placed upon the tracts repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- J. Adoption of Ordinance No. 3089 amending the zoning Ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1839, and granting RMH zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- K. Adoption of Ordinance No. 3095 amending the zoning ordinance of the City of Broken Arrow, Oklahoma (Ordinance No. 2931) approving BAZ 1836, granting RS-3 zoning to be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency
- L. Adoption of Ordinance 3102, an Ordinance Amending the Broken Arrow Code Chapter 6, Article XI, Building Permit Fees and Charges, Sections 6-301, fees and 6- 302, pertaining to Permit Fees and Building Permit Application Fees; Repealing all Ordinances to the Contrary; and Declaring an Emergency
- M. Adoption of Ordinance No. 3103 not to be codified, hereby acknowledging the 140th Street Assessment District, Referring to the Amended Public Improvement Assessment Roll as Confirmed, Providing for payment, Levying assessments in accordance with the Roll and declaring liens; and repealing all ordinances to the contrary

N. Adoption of Ordinance 3104, an Ordinance Amending Chapter 24, Water, Sewers and Sewage Disposal, Article VI, Section 24-602, Service Tap Charge; Repealing all Ordinances to the Contrary; and Declaring and Emergency

**14. Remarks and Inquiries by Governing Body Members**

**15. Executive Session** for the purpose of confidential communications and possible action in open session between the City Council, the City Manager, and the City Attorney on potential litigation with Roland Investments, Ltd., for real property and improvements thereto located in the Stone Wood Hills/Bass Pro area, the acquisition and possible condemnation of Bass Pro Drive from Albany to the western boundary of the Bass Pro property; under 25 O.S. § 307(B)(4) and 25 O.S. § 307 (B)(3). The Council is advised that disclosure will seriously impair the ability of the public body to process this potential litigation and claim in the public interest. After the conclusion of the confidential portion of executive session, the Council will reconvene in open meeting, and the final decision, if any, will be put to a vote.

**16. Adjournment**

**NOTICE:**

All cell phones and pagers must be turned OFF or operated SILENTLY during Council meetings.

Exhibits, petitions, pictures, etc., presented to the authority shall be received and deposited in case files to be kept at the Broken Arrow City Hall.

If you are a person with a disability and need some accommodation in order to participate in this meeting, please contact the City Clerk at 918-259-2400 Ext. 5418 to make arrangements.

POSTED this \_\_\_\_ day of \_\_\_\_\_, 2010, at \_\_\_\_\_ a.m./p.m.

\_\_\_\_\_  
City Clerk